

REFERENCE TITLE: attorney general collection enforcement fund

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

HB 2230

Introduced by
Representative Konopnicki

AN ACT

AMENDING SECTION 41-191.03, ARIZONA REVISED STATUTES; RELATING TO THE ATTORNEY GENERAL COLLECTION ENFORCEMENT REVOLVING FUND.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 41-191.03, Arizona Revised Statutes, is amended to
3 read:

4 41-191.03. Collection enforcement revolving fund; disposition
5 of monies

6 A. A collection enforcement revolving fund is established for the
7 purpose of collecting debts owed to the state. Monies in the fund are
8 subject to legislative appropriation. The attorney general shall administer
9 the fund.

10 B. The attorney general may expend from the collection enforcement
11 revolving fund such monies as are necessary for the collection of debts owed
12 to ~~the~~ THIS state, including reimbursing other accounts or departments within
13 the office of the attorney general from which monies or services for
14 collection were provided AND FOR ANY OPERATING EXPENSES THAT ARE INCURRED BY
15 THE DEPARTMENT OF LAW.

16 C. Thirty-five per cent of all monies recovered by the attorney
17 general pursuant to section 41-191.04 shall be deposited, pursuant to
18 sections 35-146 and 35-147, in the collection enforcement revolving fund.

19 D. Sixty-five per cent of all monies recovered by the attorney general
20 pursuant to section 41-191.04 shall be distributed as follows:

21 1. Those monies which are directly attributable to a fund containing
22 monies which do not revert to the state general fund at the end of the fiscal
23 year shall be deposited, pursuant to sections 35-146 and 35-147, in that
24 fund.

25 2. All other monies shall be deposited, pursuant to sections 35-146
26 and 35-147, in the state general fund.

27 E. Monies in the collection enforcement revolving fund are exempt from
28 the lapsing provisions of section 35-190, except that monies remaining in the
29 fund at the end of each fiscal year in excess of ~~one~~ FIVE hundred thousand
30 dollars shall be distributed on a pro rata basis to the funds receiving
31 monies pursuant to subsection D of this section. Such distribution shall be
32 based on the percentage that the collections deposited in each fund bear to
33 the total amount deposited into the funds during the fiscal year.

34 F. Notwithstanding anything in subsections B through E of this
35 section, monies due and owing pursuant to section 12-116.01 and collected by
36 the attorney general shall be distributed as follows:

37 1. Twenty per cent of all monies recovered by the attorney general
38 pursuant to section 41-191.04 shall be deposited, pursuant to sections 35-146
39 and 35-147, in the collection enforcement revolving fund.

40 2. Eighty per cent of all monies recovered by the attorney general
41 pursuant to section 41-191.04 shall be deposited, pursuant to sections 35-146
42 and 35-147, in the criminal justice enhancement fund, established by section
43 41-2401.